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Patent  
Attorney's Docket No. 026350-071

**IN THE UNITED STATES PATENT AND TRADEMARK OFFICE**

In re Patent Application of	)	
Yoji SAKAGAMI et al	)	Group Art Unit: 1645
Serial No.: 10/078,678	)	Examiner: Not yet assigned
Filed: February 21, 2002	)	<b>ATTENTION: BOX SEQUENCE</b>
For: Precursor Polypeptide of	)	
Phytosulfokine Derived from	)	
Arabidopsis Thaliana and a Gene	)	
Encoding said Polypeptide	)	



**DECLARATION PURSUANT TO**  
**37 C.F.R. §§1.821-1.825**

Assistant Commissioner for Patents  
Washington, D.C. 20231

Sir:

I, Robert G. Mukai, declare as follows:

1. That the content of the paper and computer readable copies of the Sequence Listing, submitted in accordance with 37 C.F.R. §1.821(c) and (e), respectively, are the same in compliance with §1.821(f).
2. That the submission, filed in accordance with 37 C.F.R. §1.821(g)[or (h)], herein does not include new matter [or go beyond the disclosure in the international application].

Serial No.: 10/078,678

3. That the substitute copy of the computer readable form, submitted in accordance with 37 C.F.R. §1.825(d), is identical to that originally filed.

I hereby declare that all statements made herein of my own knowledge are true and that all statements were made on information and belief and are believed to be true; and further that these statements were made with the knowledge that willful false statements and the like so made are punishable by fine or imprisonment, or both, under Section 1001 of Title 18 of the United States Code and that such willful false statements may jeopardize the validity of the application or any patent issued thereon.

Date

July 10, 2002

Robert G. Mukai

Registration No. 28,531

## IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

Patent Application of

Yoji SAKAGAMI et al.

Application No.: 10/078,678

Filed: February 21, 2002

For: A PRECURSOR POLYPEPTIDE OF  
 PHYTOSULFOKINE DERIVED FROM  
 ARABIDOPSIS THALIANA AND A  
 GENE ENCODING SAID  
 POLYPEPTIDE

Group Art Unit: 1645

Examiner: Unassigned

Confirmation No.: 4782

**TRANSMITTAL LETTER FOR MISSING PARTS OF APPLICATION****BOX: MISSING PART**

Assistant Commissioner for Patents  
 Washington, D.C. 20231

Sir:

In complete response to the Notice to File Missing Parts of Application Under 37 C.F.R.  
 § 1.53(b) dated April 10, 2002, enclosed please find:

- ☒ a Combined Declaration and Power of Attorney signed by the inventor(s) and the  
 surcharge of ☒ \$65.00 (205) [ ] \$130.00 (105) as set forth in 37 C.F.R.  
 § 1.16(e);
- [ ] Note that the inventor(s) identified on the currently filed Combined  
 Declaration and Power of Attorney are different from those listed on the  
 application filing papers.
- [ ] a Request for Refund;
- ☒ a Petition for Extension of Time;
- [ ] a verified English translation of the Application, and the \$130.00 (139) fee as set  
 forth in 37 C.F.R. § 1.17(k);
- ☒ an Assignment document and a separate check for the \$40.00 (581) Assignment  
 recordation fee;
- [ ] drawings for publication;

☒ other Computer Readable Sequence Listing paper copy and diskette with Reply & Declaration Pursuant to 37 C.F.R. §§1.821-1.825;

☒ a check in the amount of \$ 65.00 for the fee due for missing parts; and

☐ charge \$ \_\_\_\_\_ to Deposit Account No. 02-4800 for the fee due for missing parts.

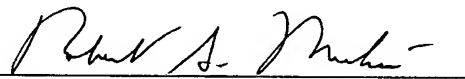
☒ **Small entity status is hereby claimed.**

The Commissioner is hereby authorized to charge any appropriate fees under 37 C.F.R. §§ 1.16, 1.17 and 1.21 that may be required by this paper, and to credit any overpayment, to Deposit Account No. 02-4800. This paper is submitted in duplicate.

Respectfully submitted,

BURNS, DOANE, SWECKER & MATHIS, L.L.P.

P.O. Box 1404  
Alexandria, Virginia 22313-1404  
(703) 836-6620

By:   
Robert G. Mukai  
Registration No. 28,531

Date: July 10, 2002

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 JUL 10 2002  
 PATENT & TRADEMARK OFFICE

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In re Patent Application of

Group Art Unit: 1645

Examiner: Not yet assigned

**ATTENTION: BOX SEQUENCE**

For: Precursor Polypeptide of  
Phytosulfokine Derived from  
Arabidopsis Thaliana and a Gene  
Encoding said Polypeptide

Assistant Commissioner for Patents  
Washington, D.C. 20231

In response to the Notice to File Missing Parts of Nonprovisional Application  
dated April 10, 2002, please amend the above-identified application as follows:

In compliance with 37 C.F.R. §1.823(a), please insert the attached paper copy of the "Sequence Listing" after the last page of the above-identified application to replace the Sequence Listing identified on pages 25-26.

Serial No.: 10/078,678


REMARKS

The paper copy of the Sequence Listing for the subject application, is by this amendment, added after the last page of the application to replace the Sequence Listing identified on pages 25-26.

Favorable consideration on the merits is respectfully requested.

Respectfully submitted,

BURNS, DOANE, SWECKER & MATHIS, L.L.P.

By   
Robert G. Mukai  
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Date: 